



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Storrer et al.

Attorney Docket No. INJS-1-1003

Serial No.: 10/785,383

Group Art Unit: 3749

Filing Date: February 24, 2004

Examiner: Lu, Jiping

Title: SYSTEM AND METHOD FOR REMOVING MOISTURE FROM WATER
LADEN STRUCTURES

RESPONSE TO RESTRICTION REQUIREMENT TRANSMITTAL LETTER
TO THE COMMISSIONER FOR PATENTS:

Transmitted with this letter is

- (1) a response to Restriction Requirement
- (2) a petition for extension of time
- (3) check no. 14692 for \$225 and
- (4) a return postcard.

Direct all communications to:

Christopher Douglas
BLACK LOWE & GRAHAM^{PLLC}
701 Fifth Avenue, Suite 4800
Seattle, WA 98104
Phone: 206.381.3300
Fax: 206.381.3301
Email: cdouglas@blacklaw.com

Respectfully submitted,

BLACK LOWE & GRAHAM^{PLLC}

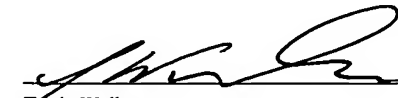
Christopher Douglas
Registration No. 56,950
Direct Dial: 206.381.3300



MAIL CERTIFICATE

I hereby certify that this communication is being deposited with the United States Postal Service via first class mail under 37 C.F.R. § 1.08 on the date indicated below addressed to: **MAIL STOP AMENDMENT**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

08/12/05
Date of Deposit


Tricia Walker



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Storrer et al.

Attorney Docket No. INJS-1-1003

Serial No.: 10/785,383

Group Art Unit: 3749

Filing Date: February 24, 2004

Examiner: Lu, Jiping

Title: SYSTEM AND METHOD FOR REMOVING MOISTURE FROM WATER
LADEN STRUCTURES

**RESPONSE TO RESTRICTION AND RECONSIDERATION OF RESTRICTION
REQUIRMENT UNDER 37 CFR 1.43**

TO THE COMMISSIONER FOR PATENTS:

Claims 1-18 are pending in the application. In an Office Action dated May 19, 2005, Claims 1-18 are subject to a restriction and/or an election requirement. The Examiner indicates that the application contains claims directed to patentably distinct species of the claimed invention, as illustrated by Figures 3A, 7, 8A, 9, 11, 12, and 13A, respectively. The restriction requirement is traversed for the reasons set forth below. Nevertheless, the Applicant provisionally elects the first embodiment of "Figs. 11, 12, and 13A", directed towards Claims 6-9, 11-16, and 18 for prosecution and reserves the right to file a divisional application on the non-elected embodiments identified as "Figs. 3A, 7, 8A, and 9", directed towards Claims 1-5, 10, and 17.

Applicant hereby respectfully traverses the restriction requirement. The first and second embodiments of the claimed design are merely different configurations of the same device, that device being a system for removing moisture from water laden structures. As shown in Figures 5 and 11, the system lays down a grid on a wet floor with a floor plate thereon, the floor plate having a plurality of barbed nozzles for receiving tubing from a vacuum source. Thus, the two configurations (i.e. embodiments) are obvious variations of one another to one ordinarily




25315

PATENT TRADEMARK OFFICE

- 1 -

INJS-1-1003 RRR

BLACK LOWE & GRAHAM ^{PLLC}



816 Second Avenue
Seattle, Washington 98104
206.381.3300 • F: 206.381.3301

skilled in the art. Thus, the embodiments are not separate and distinct inventions and the restriction requirement must be rescinded.

If there are any questions regarding this application, or any matters that may be handled by telephone conference, the Examiner is kindly invited to telephone the undersigned attorney.

Respectfully submitted,

BLACK LOWE & GRAHAM^{PLLC}



Christopher Douglas
Registration No. 56, 950
Direct Dial: 206.381.3302

MAIL CERTIFICATE

I hereby certify that this communication is being deposited with the United States Postal Service via US Mail under 37 C.F.R. § 1.08 on the date indicated below addressed to: Assistant Commissioner for Patents, Washington D.C. 20231.

08/12/05
Date of Deposit



Tricia Walker

25315
PATENT TRADEMARK OFFICE

- 2 -

INJS-1-1003 RRR

BLACK LOWE & GRAHAM^{PLLC}



816 Second Avenue
Seattle, Washington 98104
206.381.3300 • F: 206.381.3301